

PATENT/DC

Docket No.: 7732-020-27 DIVBy: SBK/CWR/wbPIPER RUDNICK No.: 301434-25Serial No.: 09/665,077In the Matter of the Application of: Michael CLIMO et al.For: COMPOSITIONS AND METHODS FOR TREATMENT OF STAPHYLOCOCCAL INFECTION WHILE SUPPRESSING FORMATION OF ANTIBIOTIC-RESISTANT STRAINS

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ☐ _____ pp. Specification & _____ Claims/Drawings _____ Sheets
☐ Combined Declaration, Petition & Power of Atty. (____ Pages/Executed)
☐ Utility Patent Application Transmittal
☐ Continued Prosecution Application
☐ Request for Continued Examination (RCE)
☐ List of Inventors' Names and Addresses
☒ Fee Transmittal
☒ Check for \$ 265.00 ☐ Dep. Acc. Order Form
☐ Assignment _____ pages (executed) ☐ Preliminary Amendment
☐ Request for Priority
☐ Priority Doc. ()
☐ White Advance Serial Number Postcard
☐ Preliminary Amendment
☐ Letter to Official Draftsman
☐ Request for Approval of Proposed Drawing Changes
☐ Drawings _____ sheets
☒ Letter (Transmittal)
☐ Amendment
☒ Request for Extension of Time (2 month(s))
☐ Information Disclosure Statement ☐ PTO-1449
☐ List of Related Cases
☐ Cited Documents ()
☐ _____ Search Report
☐ Statement of Relevancy
☐ Restriction Response ☐ Election Response
☒ Notice of Appeal
☐ Appeal Brief
☐ Rule 132 Declaration
☐ Issue Fee Transmittal

Rev. 4/02

DUE DATE: July 24, 2003

PIPER RUDNICK LLP
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WASHINGTON, DC 20036-2412
TELEPHONE: 202-861-3900
FACSIMILE: 202-223-2085

DOCKET NO.: 7732-020-27 DIV

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

Re: Serial No.: 09/665,077
Applicant(s): Michael CLIMO, et al.
Filing Date: September 19, 2000
For: COMPOSITIONS AND METHODS FOR
TREATMENT OF STAPHYLOCOCCAL INFECTION
WHILE SUPPRESSING FORMATION OF
ANTIBIOTIC-RESISTANT STRAINS
Group Art Unit: 1631
Examiner: BORIN, MICHAEL L

SIR:

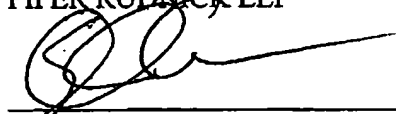
Attached hereto for filing are the following papers:

Fee Transmittal
Request for Extension of Time (2 months)
Notice of Appeal

Our check in the amount of \$ 265.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary extension of time to make the filing of the attached documents timely, please charge or credit the difference to Deposit Account No. 50-1442. Further, if these papers are not considered timely filed, then a request is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

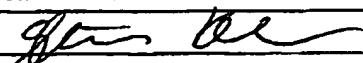
PIPER RUDNICK LLP



Steven B. Kelber
Attorney of Record
Registration No.: 30,073

Christopher W. Raimund
Registration No.: 47,258

FEE TRANSMITTAL		Docket No.		7732-020-27 DIV										
		Serial No.		09/665,077										
		Filing Date		September 19, 2000										
		Inventor(s)		Michael CLIMO, et al.										
		Group Art Unit		1631										
TOTAL AMOUNT OF PAYMENT		\$365.00		Examiner		BORIN, MICHAEL L								
1. <input checked="" type="checkbox"/> Applicant claims small entity status. <input type="checkbox"/> Charge any <u>UNDERPAYMENT</u> or credit any <u>OVERPAYMENT</u> in the indicated fees to Deposit Account No. 50-1442. <input type="checkbox"/> Charge the indicated fees to Deposit Account No. 50-1442.						FEE CALCULATION (continued)								
2. <input checked="" type="checkbox"/> Check enclosed.						3. ADDITIONAL FEES								
						Large Entity		Small Entity		Fee Description				
						Fee Code	Fee (\$)	Fee Code	Fee (\$)			Fee Paid		
FEE CALCULATION						1051	130	2051	65	Surcharge-late filing fee or oath				
1. BASIC FILING FEE						1052	50	2052	25	Surcharge-late provisional filing fee or cover sheet				
Large Entity		Small Entity		Fee Description		1053	130	1053	130	Non-English specification				
Fee Code	Fee (\$)	Fee Code	Fee (\$)			Fee Paid	1812	2520	1812	2520	Ex parte reexam. fee			
1001	750	2001	375	Utility filing fee			1251	110	2251	55	1-mo. ext. of time			
1002	330	2002	165	Design filing fee			1252	410	2252	205	2-mo. ext. of time		\$205.00	
1003	520	2003	260	Plant filing fee			1253	930	2253	465	3-mo. ext. of time			
1004	750	2004	375	Reissue filing fee			1254	1450	2254	725	4-mo. ext. of time			
1005	160	2005	80	Provisional filing fee			1255	1970	2255	985	5-mo. ext. of time			
SUBTOTAL (1)						\$0.00	1401	320	2401	160	Notice of Appeal		\$160.00	
2. EXTRA CLAIM FEES							1402	320	2402	160	Appeal Brief			
tot. claims			-	20*	= 0	x \$9	=	0	1403	280	2403	140	Request for Oral Hearing	
ind. claims			-	3*	= 0	x \$42	=	0	1501	1300	2501	650	Utility/Reissue Issue Fee	
<input type="checkbox"/> Multiple Dependent Claims		\$140				=		1502	470	2502	235	Design Issue Fee		
Large Entity		Small Entity		Fee Description		1503	630	2503	315	Plant Issue Fee				
Fee Code	Fee (\$)	Fee Code	Fee (\$)			1480	130	1460	130	Petitions to the Commissioner				
1202	18	2202	9	Claims in excess of 20		1806	180	1806	180	IDS Submission				
1201	84	2201	42	Independent claims in excess of 3		8021	40	8021	40	Assignment				
1203	280	2203	140	Multiple dependent claim, if not paid		1801	750	2801	375	For Filing RCE				
1204	84	2204	42	*Reissue independent claims over original patent		1802	900	1802	900	Expedited Design				
1205	18	2205	9	*Reissue claims in excess of 20 and over original patent		OTHER (indicate below):								
SUBTOTAL (2)						\$0.00								
* or number previously paid, if greater; For Reissues, see above						SUBTOTAL (3)								\$365.00

Name	Steven B. Kelber	Registration No.	30,073		
Signature		Date	9/19/03	Telephone	202-861-3900
Name	Christopher W. Raimund	Registration No.	47,258		

Facsimile Transmission Sheet**PIPER RUDNICK LLP**

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SENDER'S INFORMATION:

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To:	Examiner Michael Borin
Company:	U.S. Patent and Trademark Office
Phone:	571-272-0713
Fax:	571-273-0713
RE:	U.S. Patent Application Serial NO. 09/665,077 Our Ref: 7732-020-27 DIV
Date:	November 19, 2004
Number of Pages (including fax sheet):	10
Attorney Number	11052
Client/Matter Number	301434-25

Original ☐ will / ☒ will not follow.

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Signature _____

Comments:

URGENT - DELIVER IMMEDIATELY - Per our conversation of this morning, attached please find a copy of the date-stamped filing receipt and papers filed 7/24/03 (filed Notice of Appeal) timely and then copy of the date-stamped filing receipt and papers filed 10/7/03 (RCE application) timely. Please contact me as soon as possible regarding the Notice of Abandonment we received, as you can see from the attached papers this case is NOT abandoned. Thanks, Susan

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Rev. 10/03

DUE DATE: 10/24/03

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